UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

)
VALENTINO FACEY,)
,) Civil Action
Plaintiff	,
Plaintill) No.1:11-10680-MLW
V.)
)
ANTHONY MENDONSA and)
RONALD RAYMOND)
)
Defendants.)
Defendants.)
)

DEFENDANTS' MOTION TO STRIKE PARAGRAPH #13 OF PLAINTIFF'S COUNSEL'S AFFIDAVIT IN SUPPORT OF PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

Defendants move that plaintiff's counsel's affidavit in support of plaintiff's opposition to defendants' motion for summary judgment be struck.

Defendants respectfully refer the Court to their memorandum of law in support of this motion to strike.

Respectfully submitted,

NANCY ANKERS WHITE

Special Assistant Attorney General

Dated: February 28, 2014 /s/ Joan T. Kennedy

Joan T. Kennedy, BBO #554935

Legal Counsel

Massachusetts Department of Correction

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CERTIFICATE OF SERVICE

I hereby certify that this document(s), filed through the EFC system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing on February 28, 2014.

Date: February 28, 2014 /s/ Joan T. Kennedy

Joan T. Kennedy

CERTIFICATION REGARDING LOCAL RULE 7.1

By <u>Order</u> dated November 21, 2013, the Court (Wolf, J.) instructed defendants to file their reply to plaintiff's opposition to defendants' motion for summary judgment by February 28, 2014, obviating any need to confer.

Date: February 28, 2014 /s/ Joan T. Kennedy

Joan T. Kennedy